

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

PRIORITY ACCESS SOLUTIONS  
CORPORATION

Plaintiff,

v.

IBM a/k/a INTERNATIONAL BUSINESS  
MACHINES CORPORATION

Defendant.

Civil Action No. 6:07cv447 (LED)

Jury Trial Demanded

**STIPULATION FOR DISMISSAL**

The parties, through the undersigned attorneys, hereby stipulate and agree that the claims and counterclaims asserted in the foregoing action are dismissed with prejudice, with each party to bear its own attorney fees and costs.

Dated: October 2, 2008

Respectfully submitted,

/s/ Mark N. Reiter (with consent)  
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**ATTORNEYS FOR PRIORITY ACCESS SOLUTIONS  
CORPORATION**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing was served on counsel for all parties of record via the Court's CM/ECF system on October 6, 2008.

/s/ Anthony G. Simon  
Anthony G. Simon